IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 18TH OCTOBER 2007 / 26TH ASWINA 1929

WP(C).No. 11676 of 2007(M)

PETITIONER:

N.BALAKRISHNAN, S/O.ANANDAN,
AGED 56 YEARS, RESIDING AT MEPPERI HOUSE,
P.O.AROLI, KANNUR DISTRICT.

BY ADV. SRI.B.RADHAKRISHNA PILLAI
SRI.P.U.SHAILAJAN
SRI.R.JYOTHI KRISHNAN

RESPONDENTS:

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1. THE ASSISTANT PROVIDENT FUND COMMISSIONER, EMPLOYEES PROVIDENT FUND ORGANIZATION, P.B.NO.117, KANNUR-670 001.

2. THE PROVIDENT FUND COMMISSIONER, TRIVANDRUM.

3. UNION OF INDIA, REP. BY THE SECRETARY, MINISTRY OF LABOUR, NEW DELHI.

R3 BY ADV. SRI.P.MURALEEDHARAN, ADDL.CGSC
R1 & R2 BY SRI.R.SUDHIR, SC, P.F.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

(WP(C) No.11676 OF 2007)

PETITIONER'S EXHIBITS:

Ext.P1: Copy of letter dtd.2.6.2005.

Ext.P2: Copy of the extract of the School Admission Register.

Ext.P3: Copy of the Ration Card of the petitioner.

Ext.P4: Copy of the Electoral Identity Card.

Ext.P5: Copy of notice dtd.28.12.2005.

Ext.P6: Copy of reply letter dtd.2.2.2006.

Ext.P7: Copy of lawyer notice dtd.24.2.2006.

Ext.P7(a): Copy of letter dtd.24.2.2006 issued to R1.

Ext.P7(b): Copy of notice dtd.2.9.06.

-True Copy-

P.A.to Judge.

S. SIRI JAGAN, J.

W.P (C).NO. 11676 OF 2007 - M

Dated this the 18th day of October, 2007

J U D G M E N T

The petitioner approached this Court at a time when respondents 1 and 2 refused to disburse pension due to the petitioner under the Employees Pension Scheme in view of the dispute regarding the date of birth of the petitioner.

2. The learned Standing Counsel for the Provident Fund Organisation submits that subsequent to the filing of the writ petition, the date of birth of the petitioner has been corrected as claimed by the petitioner.

In the above circumstances, this writ petition is disposed of with a direction to the first respondent to disburse the pension amount due to the petitioner within a period of one month from the date of receipt of a copy of this judgment.

Sd/-
S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED: 07-09-2007